

THE HONOURABLE SRI JUSTICE V. ESWARAI AH

WRIT PETITION No.21723 OF 1995

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DATED: 07-11-2006

BETWEEN

S. Murali Baba, S/o. S.S. Krishna Rao,
R/o.11-4-641/1, A.C. Guards, Hyderabad.

...PETITIONER

AND

A.P. Travel and Tourism Development
Corporation Limited, rep. by its Managing
Director, Yatri Niwas, Secunderabad.

...RESPONDENT

ORDER:

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The petitioner died during the pendency of the writ petition and his wife, brought on record as his legal representative, second petitioner submits that this writ petition has been filed against the dismissal order of the first petitioner dated 08.09.1995.

In the writ petition itself it has been stated that though an appeal could be filed against the impugned dismissal order in view of the changed political atmosphere, the Board of Directors is not likely to meet in the near future and there is likelihood of election of Board of Directors. Therefore, no purpose would be served by filing the appeal before the Board of Directors.

I am of the opinion that the said ground taken by the petitioner is not just and proper and when an efficacious and alternative remedy of appeal is available to him, the writ petition ought not to have been admitted.

Learned counsel for the petitioner submits that the petitioner is prepared to file an appeal and therefore, she may be permitted to avail the alternative remedy by way of appeal.

Having regard to the facts and circumstances of the case,
the writ petition is dismissed with a liberty to the petitioner to file an appeal
before the appellate authority within four weeks from today and if such an
appeal is filed, the same may be considered and disposed of on its merits in
accordance with law as expeditiously as possible. There shall be no order
as to costs.

November 7, 2006
DSK

V. ESWARAIAH, J